

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
BRUNSWICK DIVISION

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

2005 DEC -5 PM 2:59

CLERK *B. McCarthy*  
SO. DIST. OF GA.

TOMAS HERNANDEZ,

Plaintiff,

vs.

UNITED STATES OF AMERICA,

Defendant.

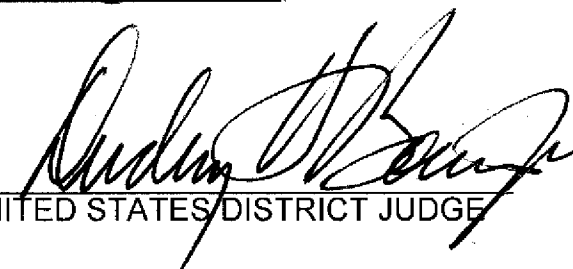
CIVIL ACTION NO.: CV204-117

**ORDER**

After an independent review of the record, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is adopted as the opinion of the Court.

The Government's unopposed Motion for Summary Judgment is **GRANTED**. Plaintiff's complaint is **DISMISSED**. The Clerk of Court is hereby authorized and directed to enter an appropriate Judgment.

**SO ORDERED**, this 5<sup>th</sup> day of December, 2005.

  
UNITED STATES DISTRICT JUDGE